

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2001-249-E - ORDER NO. 2005-50  
FEBRUARY 2, 2005

|                                  |   |          |
|----------------------------------|---|----------|
| IN RE: Gary Weaver,              | ) | ORDER    |
|                                  | ) | DENYING  |
| Complainant,                     | ) | PETITION |
| vs.                              | ) |          |
|                                  | ) |          |
| Progress Energy Carolinas, Inc., | ) |          |
|                                  | ) |          |
| Respondent.                      | ) |          |
|                                  | ) |          |

**I. Introduction**

This matter comes before the Public Service Commission on the Petition of Beatrice E. Weaver to investigate the disconnect of electricity to her home by Progress Energy Carolinas, Inc. (PEC), and for an Order of this Commission to connect the electricity. Mrs. Weaver alleges that the disconnect was illegal. PEC filed a response to the Petition. We deny the Petition.

We would note that, prior to the electricity being disconnected from the Weaver's residence, this Commission had a full hearing on various issues connected with this same matter, and ultimately issued Order No. 2001-1095, dismissing the Complaint of Mrs. Weaver's husband, Gary Weaver, with prejudice. Despite Mrs. Weaver's protestations to the contrary, we believe that this hearing and order fully considered all facts and circumstances which ultimately led to the disconnection of electricity to the Weaver's

residence. Accordingly, we must deny Mrs. Weaver's Petition to reopen what we believe would be the same subject matter heard by us prior to issuance of Order No. 2001-1095.

## **II. Findings and Conclusions**

1. The matter comes before the Commission on the Petition of Mrs. Beatrice Weaver.
2. The matters described in the Petition were the same matters heard by this Commission which ultimately resulted in the issuance of Order No. 2001-1095.
3. Order No. 2001-1095 dismissed the complaint of Mrs. Weaver's husband, Gary Weaver with prejudice.
4. The Commission believes that, based on the prior hearing and order, Mrs. Weaver's Petition must be denied.

## **III. Order**

The Petition is denied. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

/s/  
Randy Mitchell, Chairman

ATTEST:

/s/  
O'Neal Hamilton, Vice-Chairman

(SEAL)